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Dkt. #850-PCT-US

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : John H. HEALEY and Gene R. DIRESTA

U.S. Serial No. : 09/890,116, corresponding to International Application No.

PCT/US00/03285, filed February 9, 2000, claiming priority of U.S. Serial No. 60/119,260, filed February

9, 1999

Filed : November 20, 2001 Art Unit: 1614

Examiner: Donna JAGOE

For : ANTI-RESORPTIVE BONE CEMENTS AND

ALLOGENEIC, AUTOGRAFIC AND XENOGRAFIC

BONE GRAFTS

Law Offices of Albert Wai-Kit Chan, LLC

World Plaza, Suite 604 141-07 20<sup>th</sup> Avenue Whitestone, NY 11357

March 17, 2005

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir/Madam:

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Applicants hereby submit this Supplemental Information Disclosure Statement in accordance with his duty of disclosure under 37 C.F.R. §1.56. Applicants originally filed an Information Disclosure Statement for the above-identified application on November 20, 2001, Supplemental Information Disclosure Statement on March 11, 2002, Supplemental Information Disclosure Statement on October 23, 2002, Supplemental Information Disclosure Statement on June 9, 2003 and Supplemental Information Disclosure Statement on June 7, 2004. Applicants would like to direct the Examiner's attention to the following reference which is listed below as Exhibit 1 and Exhibit 2, and on Form PTO/SB/08A and PTO/SB/08B (Exhibit A). Applicants' attorney's office may be contacted in the event that the Examiner would like a copy of all references filed with the November 20,

John H. HEALEY and Gene R. DIRESTA Applicants : Applicants : U.S. Serial No.:

09/890,116

Filed November 20, 2001

Page :

2001 Information Disclosure Statement, March 11, 2002 Supplemental Information Disclosure Statement, October 23, 2002 Supplemental Information Disclosure Statement, June 9, 2003 and June 7, 2004 Supplemental Information Disclosure Statement. The following references are attached:

- Supplementary Partial European Search Report for John H. 1. HEALEY and Gene R. DIRESTA, European Patent Application No. 00911738, filed September 2, 2000. [Exhibit 1]
  - 2. International Application Publication No. WO 96/39107, Merck & Co., Inc., et al., entitled "Bisphosphonate Cement Composition to Prevent Aseptic Loosening of Orthopedic Implant Devices," published December 1996". [Exhibit 2]

If a telephone interview would be of assistance in advancing prosecution of the subject application, Applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

Applicants John H. HEALEY and Gene R. DIRESTA

U.S. Serial No.: 09/890,116

Filed November 20, 2001

Page

No fee is deemed necessary in connection with the filing of this Supplemental Information Disclosure Statement. However, additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 50-1891.

I hereby certify that this paper is being deposited this date with the U.S. Postal Service with sufficient postage for first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

alene ( Voi Kit Chi 3117105 Albert Wai-Kit Chan Reg. No. 36,479

Respectfully submitted, aleens wai Kie Chy

Albert Wai-Kit Chan Registration No. 36,479 Attorney for Applicants Law Offices of Albert Wai-Kit Chan, LLC World Plaza, Suite 604 141-07 20<sup>th</sup> Avenue Whitestone, New York 11357

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PTO/SB/08A (04-03)

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known				
Application Number	09/890,116			
Filing Date	November 20, 2001			
First Named Inventor	John H. Healey			
Art Unit	1614			
Examiner Name	Donna A. Jagoe			
Attorney Docket Number	850-PCT-US			

U. S. PATENT DOCUMENTS  Examiner   Cite   Document Number   Publication Date   Name of Patentee or   Pages Columns Lines Where							
Initials*	No.1	Document Number  Number-Kind Code <sup>2 (f known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
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 	FORE	IGN PATENT DOCU	JMENTS		
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	Country Code <sup>3</sup> "Number <sup>4</sup> "Kind Code <sup>5</sup> (if known)	MM-DD-YYYY	Approach of older Booking.	Or Relevant Figures Appear	ן די
 2	WO 96/39107	12-12-1996	Merck & Co., Inc., et al.		$\vdash$
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Nich of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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Substitute for form 1445		Complete if Known				
		1;76		Application Number	09/890,116	<u> </u>
INFORMATION DISCLOSURE			CLOSURE	Filing Date	November 20, 2001	
STATEMENT BY APPLICANT		First Named Inventor	John H. Healey			
(Use as many sheets as necessary)		Art Unit	1614			
	(Ose as many sne	7015 d5 I	ecessary)	Examiner Name	Donna A. Jagoe	
Sheet	2	of	2	Attorney Docket Number	850-PCT-US	

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	1	Supplementary Partial European Search Report for JOHN H. HEALEY and GENE R. DIRESTA, European Patent Application No. 00911738, filed September 2, 2000.	
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Examiner		Date	
Signature	·	Considered	

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